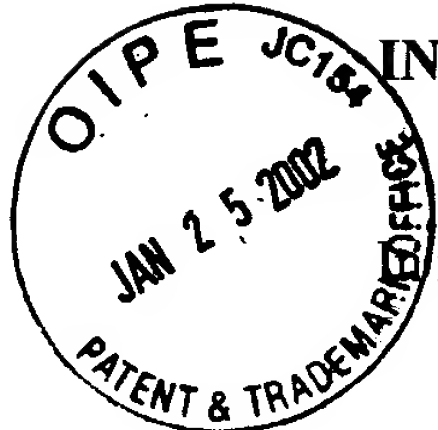


#5



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-1123-A)

Re Application of:)
Cunningham, et al.)
Serial No.: 09/929,957) Examiner: TBA
Filed: August 15, 2001) Art Unit: 1743
For: A Label-Free High-Throughput Optical)
Technique for Detecting Biomolecular)
Interactions)

PETITION UNDER 37 CFR § 1.47(a)

Asst. Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicants respectfully petition for the acceptance of the attached declaration in the above-mentioned case without the signature of inventor Douglas Hobbs under 37 CFR § 1.47(a). A fee of one hundred thirty dollars (\$130) is enclosed. Please charge or credit any over- or under-payment of fees associated with this filing to our Deposit Account Number 13-2490.

The Declaration of Lisa M.W. Hillman is attached as Exhibit A. The Declaration demonstrates that several *bona fide* requests were made to present a copy of the application (specification including claims, drawings, and declaration) to Dr. Hobbs for signature, but that Dr. Hobbs did not respond to the requests.

All the available joint inventors have signed the declaration. The last known address of Dr. Hobbs is:

The PTO did not receive the following
listed item(s) \$130.00

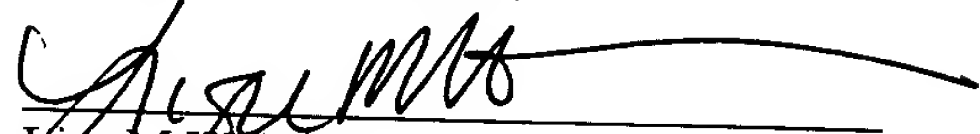
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00000070 132490
\$130.00 DE

1998 Massachusetts Avenue
Lexington, MA 02420

Applicants respectfully request that the attached declaration be accepted under 37
CFR § 1.47(a).

Date: December 20, 2001

Respectfully submitted,



Lisa M.W. Hillman
Registration No. 43,673